

STATE OF CALIFORNIA
STATE WATER RESOURCES CONTROL BOARD

DIVISION OF WATER RIGHTS

ORDER

APPLICATION 1108 PERMIT 568 LICENSE 4410

ORDER ALLOWING A CORRECTION
IN POINTS OF DIVERSION AND
REDIVERSION AND PLACE OF USE

1. License 4410 was issued to G. B. Dorris and H. M. Dorris and was filed with the County Recorder of Modoc County on December 20, 1956.
2. License 4410 was subsequently assigned to SX Ranch Inc.
3. A petition for the correction of the description of the points of diversion and rediversion and place of use has been filed with the State Water Resources Control Board and said Board has determined that good cause for such correction has been shown.
4. The continuing authority provisions in this license should be revised to contain the current version of the Section 780(a), Title 23, California Code of Regulations.

NOW, THEREFORE, IT IS ORDERED THAT:

1. The points of diversion and rediversion under this license shall be as follows:

THE POINT OF DIVERSION TO OFFSTREAM STORAGE OF SUCH WATER IS LOCATED:

South 23°30' East 707 feet from NW corner of Section 24, T45N, R11E, MDB&M, being within NW¼ of NW¼ of said Section 24. It is also described by California Coordinate System, Zone 1, N 876,600 and E 2,366,400.

THE POINT OF DIVERSION, REDIVERSION, AND STORAGE OF SUCH WATER IS LOCATED:

Ingalls Swamp Dam #141-002 - North 24°50' West 1,300 feet from SE corner of Section 27, T45N, R11E, MDB&M, being within SE¼ of SE¼ of said Section 27. It is also described by California Coordinate System, Zone 1, N 867,500 and E 2,360,700.

THE POINT OF REDIVERSION OF STORAGE RELEASES IS LOCATED:

North 15°14' West 1,500 feet from S¼ of corner of Section 34, T45N, R11E, MDB&M, being within NE¼ of SW¼ of said Section 34. It is also described by California Coordinate System, Zone 1, N 862,700 and E 2,358,300.

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2. The place of use under this license shall be as follows:

Stockwatering, recreational, and wildlife enhancement uses at Dorris Brothers Reservoir within Sections 22, 26 and 27, T45N, R11E, MDB&M, and irrigation as follows:

15 acres within Section 34, T45N, R11E, MDB&M
16 acres within Section 2, T44N, R11E, MDB&M
258 acres within Section 3, T44N, R11E, MDB&M
66 acres within Section 4, T44N, R11E, MDB&M
52 acres within Section 11, T44N, R11E, MDB&M
17 acres within Section 14, T44N, R11E, MDB&M

424 acres total, as shown on map on file with State Water Resources Control Board.

3. The continuing authority provision in this license shall be amended to contain Section 780(a), Title 23, California Code Regulations which reads as follows:

Pursuant to California Water Code Sections 100 and 275, and the common law public trust doctrine, all rights and privileges under this license and under any license issued pursuant thereto, including method of diversion, method of use, and quantity of water diverted, are subject to the continuing authority of the State Water Resources Control Board in accordance with law and in the interest of the public welfare to protect public trust uses and to prevent waste, unreasonable use, unreasonable method of use, or unreasonable method of diversion of said water.

The continuing authority of the Board may be exercised by imposing specific requirements over and above those contained in this license with a view to eliminating waste of water and to meeting the reasonable water requirements of licensee without unreasonable draft on the source. Licensee may be required to implement a water conservation plan, features of which may include but not necessarily be limited to: (1) reusing or reclaiming the water allocated; (2) using water reclaimed by another entity instead of all or part of the water allocated; (3) restricting diversions so as to eliminate agricultural tailwater or to reduce return flow; (4) suppressing evaporation losses from water surfaces; (5) controlling phreatophytic growth; and (6) installing, maintaining, and operating efficient water measuring devices to assure compliance with the quantity limitations of this license and to determine accurately water use as against reasonable water requirements for the authorized project. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such specific requirements are physically and financially feasible and are appropriate to the particular situation.

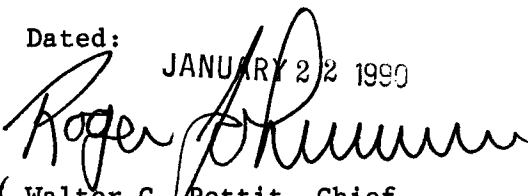
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The continuing authority of the Board also may be exercised by imposing further limitations on the diversion and use of water by the licensee in order to protect public trust uses. No action will be taken pursuant to this paragraph unless the Board determines, after notice to affected parties and opportunity for hearing, that such action is consistent with California Constitution Article X, Section 2; is consistent with the public interest and is necessary to preserve or restore the uses protected by the public trust.

(0000012)

Dated:

JANUARY 22 1990


for Walter G. Pettit, Chief
Division of Water Rights

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STATE OF CALIFORNIA—STATE WATER RIGHTS BOARD

License for Diversion and Use of Water

APPLICATION 1108

PERMIT 568

LICENSE 4410

THIS IS TO CERTIFY, That G. B. Dorris and H. M. Dorris Notice of Assignment (Over)
Box 166, Alturas, California

have made proof as of July 14, 1955
(the date of inspection) to the satisfaction of the State Water Rights Board of a right to the use of the water of
two main canyons at the head of Rattlesnake Creek in Modoc County

tributary to Pit River

for the purpose of irrigation and stockwatering

under Permit 568

of the State Water Rights Board and that said right to the use of said water has been
perfected in accordance with the laws of California, the Rules and Regulations of the State Water Rights Board and the
terms of the said permit; that the priority of the right herein confirmed dates from October 5, 1918;
and that the amount of water to which such right is entitled and hereby confirmed, for the purposes aforesaid, is limited
to the amount actually beneficially used for said purposes and shall not exceed three hundred eighty (380)
acre-feet per annum to be collected from about December 1 of each year to about
April 30 of the succeeding year.

The points of diversion of such water are located (a) south seventy degrees twenty-five
minutes east (S70° 25'E) two thousand one hundred forty (2,140) feet from W $\frac{1}{4}$
corner of Section 27, T 45 N, R 11 E, MDB&M, being within NE $\frac{1}{4}$ of SW $\frac{1}{4}$ of said
Section 27; and (b) south eighty-five degrees forty minutes west (S 85° 40'W)
five hundred twenty-five (525) feet from NE corner of Section 23, T 45 N, R 11 E,
MDB&M, being within NE $\frac{1}{4}$ of NE $\frac{1}{4}$ of said Section 23.

A description of the lands or the place where such water is put to beneficial use is as follows: Stockwatering at
reservoir within Section 22, 26 and 27, T 45 N, R 11 E, MDB&M and irrigation
as follows:

20 acres within Section 2, T 44 N, R 11 E, MDB&M
343 acres within Section 3, T 44 N, R 11 E, MDB&M
130 acres within Section 4, T 44 N, R 11 E, MDB&M
80 acres within Section 11, T 44 N, R 11 E, MDB&M
45 acres within Section 14, T 44 N, R 11 E, MDB&M
618 acres total as shown on map on file with State Water Rights Board

All rights and privileges under this license including method of diversion, method of use and quantity of water
diverted are subject to the continuing authority of the State Water Rights Board in accordance with law and in the
interest of the public welfare to prevent waste, unreasonable use, unreasonable method of use or unreasonable method of
diversion of said water.

Reports shall be filed promptly by licensee on appropriate forms which will be provided for the purpose from time
to time by the State Water Rights Board.

The right hereby confirmed to the diversion and use of water is restricted to the point or points of diversion herein
specified and to the lands or place of use herein described.

This license is granted and licensee accepts all rights herein confirmed subject to the following provisions of the Water Code:

Section 1625. Each license shall be in such form and contain such terms as may be prescribed by the board.

Section 1626. All licenses shall be under the terms and conditions of this division (of the Water Code).

Section 1627. A license shall be effective for such time as the water actually appropriated under it is used for a useful and beneficial purpose in conformity with this division (of the Water Code) but no longer.

Section 1628. Every license shall include the enumeration of conditions therein which in substance shall include all of the provisions of this article and the statement that any appropriator of water to whom a license is issued takes the license subject to the conditions therein expressed.

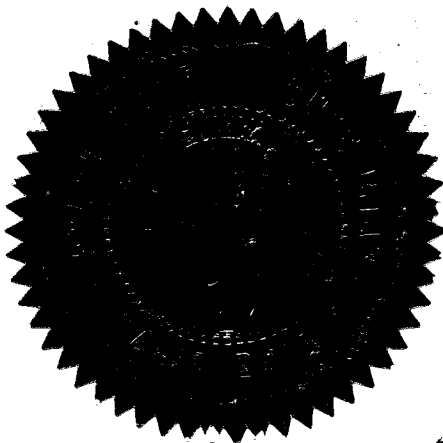
Section 1629. Every licensee, if he accepts a license does so under the conditions precedent that no value whatsoever in excess of the actual amount paid to the State therefor shall at any time be assigned to or claimed for any license granted or issued under the provisions of this division (of the Water Code), or for any rights granted or acquired under the provisions of this division (of the Water Code), in respect to the regulation by any competent public authority of the services or the price of the services to be rendered by any licensee or by the holder of any rights granted or acquired under the provisions of this division (of the Water Code) or in respect to any valuation for purposes of sale to or purchase, whether through condemnation proceedings or otherwise, by the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State, of the rights and property of any licensee, or the possessor of any rights granted, issued, or acquired under the provisions of this division (of the Water Code).

Section 1630. At any time after the expiration of twenty years after the granting of a license, the State or any city, city and county, municipal water district, irrigation district, lighting district, or any political subdivision of the State shall have the right to purchase the works and property occupied and used under the license and the works built or constructed for the enjoyment of the rights granted under the license.

Section 1631. In the event that the State, or any city, city and county, municipal water district, irrigation district, lighting district, or political subdivision of the State so desiring to purchase and the owner of the works and property cannot agree upon the purchase price, the price shall be determined in such manner as is now or may hereafter be provided by law for determining the value of property taken in eminent domain proceedings.

Dated: **OCT 23 1956**

STATE WATER RIGHTS BOARD



Leslie C. Johnson
Leslie C. Johnson
Chief Engineer

11/12/58

RECEIVED NOTICE OF ASSIGNMENT TO *Carol Dorris*

4/20/62

RECEIVED NOTICE OF ASSIGNMENT *of Int of H M Dorris*
+ *Carol Dorris to H B Dorris*

2/24/67

RECEIVED NOTICE OF ASSIGNMENT TO *Dorris & Marilyn L. Dorris*

1-25-83 Aspd to SX Ranch, Inc.

LICENSE *4410*

STATE OF CALIFORNIA
STATE WATER RIGHTS BOARD

LICENSE
TO APPROPRIATE WATER

ISSUED TO *G. B. Dorris and H. M. Dorris*

OCT 23 1956

DATED

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